

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RUBEN M. MITCHELL,

Petitioner,

v.

PEOPLE OF THE STATE OF
CALIFORNIA,

Respondent.


Case No. 20-04294 BLF (PR)

**ORDER VACATING JUDGMENT
AND REOPENING ACTION**

On June 29, 2020, Petitioner, a California state prisoner, filed a petition for a writ of habeas corpus in this Court. Dkt. No. 1. On August 17, 2020, the Court dismissed this case for Petitioner's failure to file a complete *in forma pauperis* application or pay the \$5.00 filing fee in the time provided. Dkt. Nos. 3, 4. The following day, August 18, 2020, Petitioner filed a receipt for \$5.00, showing payment of the filing fee. Dkt. No. 5. Then on September 9, 2020, Petitioner filed an amended petition. Dkt. No. 6. In the interest of justice, the Court will construe these filings as a request for reconsideration of the dismissal and reopen this action. The judgment entered on August 17, 2020, is hereby VACATED. Dkt. No. 4. The Clerk shall reopen this matter.

IT IS SO ORDERED.

Dated: September 22, 2020


BETH LABSON FREEMAN
United States District Judge